

\*

ACT OF TRANSFER AND EXCHANGE

STATE OF LOUISIANA

PARISH OF \*:

THIS ACT OF TRANSFER AND EXCHANGE ENTERED INTO BY AND  
BETWEEN:

THE DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT OF  
THE STATE OF LOUISIANA, an executive department of the State of Louisiana,  
domiciled in the City of Baton Rouge, Parish of East Baton Rouge, State of Louisiana,  
represented herein by JAMES M. DOUSAY, REAL ESTATE ADMINISTRATOR,  
authorized by Policy and Procedure Memorandum Number 44, dated August 24, 1977, as  
amended, issued by the Secretary of the Louisiana Department of Transportation and  
Development; hereinafter referred to as "DEPARTMENT", and

\*, represented herein by \*, its \*, authorized by Resolution attached hereto made a  
part hereof, hereinafter referred to as \*, which agreement is as follows, to wit:

WHEREAS, the DEPARTMENT is agreeable to relinquish ownership of  
whatever rights it may own in and to the following described roadway along with all the  
operation and maintenance responsibilities and the \* is willing to accept ownership of  
whatever rights the DEPARTMENT may own in and to the following described roadway  
along with all the operation and maintenance responsibilities:

WHEREAS, the \_\_\_\_\_ is agreeable to relinquish ownership of whatever  
rights it may own in and to the following described roadway, along with all operation and  
maintenance responsibilities and the DEPARTMENT is willing to accept ownership of  
whatever rights the \* may own in and to the following described roadway, along with all  
operation and maintenance responsibilities:

NOW THEREFORE, the DEPARTMENT and the \* do hereby exchange these  
roadways as described above and do hereby accept any rights in and to their respective  
roadways and all the operation and maintenance responsibilities associated therewith.

It is the intent of both parties to transfer all accessory rights associated with said  
roadways herein described, including but not limited to shoulders, roadside and lateral  
ditches and bridges.

In the event this property is used in commerce for the traveling or general public, the requirements of Appendix A shall apply.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their respective officers thereunto duly authorized as of the day and year written below.

WITNESSES : DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT

\_\_\_\_\_  
BY: \_\_\_\_\_  
REAL ESTATE ADMINISTRATOR

ACKNOWLEDGMENT

STATE OF LOUISIANA:

PARISH OF EAST BATON ROUGE:

BEFORE ME, the undersigned authority this day personally appeared \_\_\_\_\_, to me personally known to be the identical person whose name is subscribed to the foregoing instrument as an attesting witness, who being first duly sworn on his/her oath, says: That he/she subscribed his/her name to the foregoing instrument as a witness, and that he/she knows \_\_\_\_\_, who executed the same and saw him/her sign the same as his/her voluntary act and deed, and that he/she, the said \_\_\_\_\_, subscribed his/her name to the same at the same time as an attesting witness.

\_\_\_\_\_  
AFFIANT

SWORN TO and subscribed before me, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC  
DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT  
STATE OF LOUISIANA

WITNESSES: ACCEPTED BY: \*

\_\_\_\_\_  
BY: \_\_\_\_\_  
ITS: \_\_\_\_\_  
\_\_\_\_\_

SWORN TO and subscribed before me, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC  
IN AND FOR THE PARISH  
OF \_\_\_\_\_

RECOMMENDED FOR APPROVAL

BY: \_\_\_\_\_  
WILLIAM H. TEMPLE  
CHIEF ENGINEER  
DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT  
STATE OF LOUISIANA

## APPENDIX A

The \* for itself, its heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree, as a covenant running with the land, that in the event facilities are constructed, maintained, or otherwise operated on the said property herein described, for the accommodation of the traveling public or business users of any Federal-aid highway (such as eating, sleeping, rest, recreations, and vehicle servicing), it will not discriminate on the grounds of race, color, religion, sex, national origin, veteran status, political affiliation, disabilities or because of an individual's sexual orientation against such traveling public or highway users in their access to and use of the facilities and services so constructed, maintained or otherwise operated, and that the Donee \* \_\_\_\_\_ shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 15, Code of Federal Regulations, Commerce and Foreign Trade, Subtitle A, Office of the Secretary of Commerce, Part 8 (15 C.F.R., Part 8), and as said Regulations may be amended, and additionally agrees to abide by the requirements of the following as applicable:

Title VI and VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, Federal Executive Order 11246, the Federal Rehabilitation Act of 1973, as amended, the Vietnam Era Veteran's Readjustments Assistance Act of 1974, Title IX of the Education Amendments of 1972, the Age Act of 1972, and the Americans with Disabilities Act of 1990.